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IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

WEDNESDAY, THE TWENTY NINTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE N.V. RAMANA

WRIT PETITION NO: 24637 of 2004

Between:

Durvasula Venkata Ramana, S/o. Durvasula Chetty,
R/o. Charmarajula Temple Street, Old Pet, Chandragiri,
Chittoor District.

... PETITIONER

AND

- 1 The Revenue Divisional Officer, Tirupathi Division, Tirupathi Town,
Chittoor District.
- 2 The Mandal Revenue Officer, Chandragiri Mandal,
Chittoor District.

...RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ, order or direction more particularly one in the nature of Writ of Mandamus declaring the action of 1st respondent in not disposing of the appeal dt. 01-08-2003 filed by the petitioner is illegal, arbitrary, unconstitutional and consequently direct the 1st respondent to dispose of the appeal dt. 01-08-2003 forthwith.

Counsel for the Petitioner: MR.G.KRISHNA MURTHY

Counsel for the Respondents: GP FOR REVENUE

The Court, at the admission stage, made the following:

ORDER:

This writ petition is filed to declare the action of the first respondent in not disposing of the appeal dated 01-08-2003 filed by the petitioner, as illegal and arbitrary and direct the first respondent to dispose of the said appeal.

2. Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue appearing on behalf of the respondents and with their consent, the writ petition is being disposed of finally at the admission stage.

3. As against the order dated 08-04-1999 passed by the second respondent – Mandal Revenue Officer cancelling and resuming the assignment made in favour of the petitioner in S.No.1518-1 and 1518-2 admeasuring an extent of Ac.2.20 cents and Ac.2.00 cents respectively in Chandragiri Village, Chandragiri Mandal, petitioner said to have filed an appeal before the first respondent – Revenue Divisional Officer on 01-08-2003, and the same is still pending on his file. Hence the present writ petition.

3. In view of the fact that the appeal dated 01-08-2003 filed by the petitioner is pending on the file of the first respondent – Revenue Divisional Officer, I deem it appropriate to dispose of the writ petition with the following direction.

4. The first respondent – Revenue Divisional Officer is hereby directed to consider and dispose of the appeal said to have been filed by the petitioner, within three months from the date of receipt of a copy of this order, in accordance with law.

The writ petition is accordingly disposed of at the admission stage.

N.V. RAMANA, J

December 29, 2004

MRR / SVV

ASSISTANT REGISTRAR

// TRUE COPY //

SECTION OFFICER

Copy to:

- 1 The Revenue Divisional Officer, Tirupathi Division, Tirupathi Town, Chittoor District.
- 2 The Mandal Revenue Officer, Chandragiri Mandal, Chittoor District.
- 3 Two C.C. s to the G.P. for Revenue, High Court Buildings, Hyderabad (OUT)
- 4 Two C.D. Copies.